

SUPREME COURT OF THE STATE OF NEW YORK, COUNTY OF NEW YORK

INDIVIDUAL ASSIGNMENT PART [OR JUSTICE] IAS PART 13, JUSTICE M.J. MENDEZArthur De Carlo, JR

Index No.

161644/2015

DCM Track

13

Plaintiff(s),

- against -

National Football League

Defendant(s).

PRELIMINARY CONFERENCE ORDER

Concussion(202.8, 202.12 and 202.19
of the Uniform Rules)

APPEARANCES

Plaintiff(s): Wendy Fleishman, LIEFF CABRASER
250 HUDSON ST NY NY 10013
W.FLEISHMAN@LIEFFCABRASER.COMDefendant(s): Bruce Buerbaier / Day Buer
Paul Weiss Esq. NFL

It is hereby ORDERED that disclosure shall proceed as follows:

(1) Insurance Coverage: If not already provided, shall be furnished by _____ on or before 8-31-17
June 30, 2017

(2) Bill of Particulars:

- (a) Demand for a bill of particulars shall be served by DEFENDANT on or before _____
- (b) Bill of particulars shall be served by _____ on or before June 30, 2017 8-31-17
- (c) A supplemental bill of particulars shall be served by _____ as to items _____ on or before _____.

(3) Medical Reports and Authorizations:

Shall be served as follows: on or before May 31, 2017.

(4) Physical Examination:

(a) Examination of N/A shall be held _____

(b) A copy of the physician's report shall be furnished to plaintiff within _____ days of the examination.

(5) Depositions: Depositions of ☐ Plaintiff(s) ☐ Defendant(s) ☒ All Parties shall be heldon or before 10-31-17, time & location to be determined.

(6) Other Disclosure:

(a) All parties, on or before June 30, 2017, shall exchange names and addresses of all eye witnesses and notice witnesses, statements of opposing parties, and photographs, or, if none, provide an affirmation to that effect.(b) Authorization for plaintiff(s)' employment records for the period June 30, 2017 N/A shall be furnished on or before _____(c) Demand for discovery and inspection shall be served by all parties on or before June 30, 2017 8-31-17. The items sought shall be produced to the extent not objected to, and objections, if any, shall be stated on or before _____(d) Other [interrogatories, etc.] discovery requests on or before Aug. 31, 2017
2018

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(7) End Date for All Disclosure:

August(8) Impleader: Shall be completed on or before 60 days post-completion of party EBT's(9) Compliance Conference: Shall be held on 11-15-17 at 9:30 am in T45 Port 13(10) Motions: Any dispositive motion(s) shall be made on or before 120 days post-filing of Note of Issue(11) Note of Issue: plaintiff ind filed shall file a note of issue/certificate of readiness on or before 12-29-17. A copy of this order, an affirmation stating that the terms of the order have been complied with, and an affidavit of service of the affirmation and note of issue shall be served and filed with the note of issue on or before said date.

FAILURE TO COMPLY WITH ANY OF THESE DIRECTIVES MAY RESULT IN THE IMPOSITION OF COSTS OR SANCTIONS OR OTHER ACTION AUTHORIZED BY LAW.

SO ORDERED:

Dated: 5-10-17
MANUEL J. MENDEZ
J.S.C.

ADDITIONAL DIRECTIVES

In addition to the directives set forth above, it is further ORDERED as follows:

Dated:

SO ORDERED: